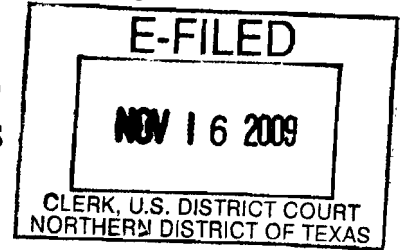


IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION



DONNA BURKHARDT,

Plaintiff

v.

COMMISSIONER OF SOCIAL  
SECURITY ADMINISTRATION,

Defendant.

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Civil Action No. 3:08-CV-02032-B (BH)

**ORDER**

After making an independent review of the pleadings, files, and records in this case, and the Findings, Conclusions, and Recommendation of the of the United States Magistrate Judge, I am of the opinion that the Findings, Conclusions, and Recommendation of the Magistrate Judge are correct and are adopted as the Findings and Conclusions of the Court.

It is therefore ORDERED that the Findings, Conclusions, and Recommendation of the United States Magistrate Judge are adopted. Accordingly, *Plaintiff's Motion for Summary Judgment*, filed April 16, 2009, is GRANTED, and the *Commissioner's Motion for Summary Judgment*, filed June 11, 2009, is DENIED. The case is REVERSED and REMANDED to the Administrative Law Judge for reconsideration.

SO ORDERED, this 16<sup>th</sup> day of Nov., 2009.

A handwritten signature in black ink, appearing to be "Jane J. Boyle", written over a horizontal line.

JANE J. BOYLE  
UNITED STATES DISTRICT JUDGE